

**IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF MISSISSIPPI
DELTA DIVISION**

UNITED STATES OF AMERICA,

VS.

CRIMINAL ACTION NO. 2:00CR94-P-B

MACK ARTHUR BOWENS,

DEFENDANT.

ORDER

This matter comes before the court upon the Government's Motion to Strike [237-1].

Upon due consideration of the motion the court finds as follows, to-wit:

The instant motion was filed on June 16, 2005. As of this date, no response has been filed. Local Rule 7.2(c)(3) requires a party to notify the court if it intends not to respond to a motion. Local Rule 7.2(c)(2) allows the court to grant a motion to which no response was filed. In any event, the court concludes that the merits of the Government's motion warrant the relief sought therein.

IT IS THEREFORE ORDERED AND ADJUDGED that:

(1) Government's Motion to Strike [237-1] is **GRANTED**; accordingly,

(2) The defendant's letter entitled "Request for Direct Appeal Reinstatement For Unfair Review Due to 'Fraud Upon the Appellate Court'" by the Trial Court and the Government [236-1] is hereby **STRICKEN FROM CONSIDERATION**.

SO ORDERED this the 26th day of August, A.D., 2005.

/s/ W. Allen Pepper, Jr.
W. ALLEN PEPPER, JR.
UNITED STATES DISTRICT JUDGE